

3-04069TED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

No.	EDCV 24-00952-SSS (AS)	Date	September 25, 2024
Title	<i>Marquice Bruce v. Twin Towers County Facility, et. al.,</i>		

Present: The Honorable	Alka Sagar, United States Magistrate Judge
Alma Felix	Not reported
Deputy Clerk	Court Reporter / Recorder
Attorneys Present for Plaintiff:	Attorneys Present for Defendants:
Not present	Not present

Proceedings (In Chambers): ORDER TO SHOW CAUSE RE LACK OF PROSECUTION

On August 13, 2024, the Court issued an Order dismissing the First Amended Complaint with leave to amend, setting forth the deficiencies in the First Amended Complaint and directing Plaintiff to file a Second Amended Complaint if he wished to pursue this case. (Dkt. No. 26). Plaintiff was ordered to file a Second Amended Complaint “no later than 30 days from the date of [the Court’s] Order,” or no later than September 14, 2024. (*Id.*). Plaintiff was “explicitly cautioned that failure to timely file a Second Amended Complaint, . . . may result in a recommendation that this action, or portions thereof, be dismissed with prejudice for failure to prosecute and/or failure to comply with court orders. *Id.*, at 13.

To date, Plaintiff has failed to file a Second Amended Complaint, seek an extension of time to do so, or otherwise communicate with the Court. Accordingly, Plaintiff is **ORDERED TO SHOW CAUSE, in writing, no later than October 25, 2024**, why this action should not be dismissed with prejudice for failure to prosecute. This Order will be discharged upon the filing of a Second Amended Complaint that complies with the August 13, 2024, Order dismissing Plaintiff’s First Amended Complaint with leave to amend (Dkt. No. 26), a copy of which is attached to this Order, or upon the filing of a declaration under penalty of perjury stating why Plaintiff is unable to file a Second Amended Complaint.

If Plaintiff no longer wishes to pursue this action, he may request a voluntary dismissal pursuant to Federal Rule of Civil Procedure 41(a)(1). A notice of dismissal form is attached for Plaintiff’s convenience.

